



CHAIRMAN

Tom Bowe

VICE CHAIRMAN

Karen Munro

TREASURER

Jane Butterfield

SECRETARY

Harold Monroe

PRESIDENT & C.E.O.

David L. Miller

BOARD OF DIRECTORS

Karen Andersen

Jim Anthony

Rudy Croce

Don Geiger

Robert Harmon

Patrick Johnston

Darrow Marcus

Archie Marston

Tom Matthews

Rolleen McIlwraith

Bruce Nicotero

Mark Plovnick

Dawayla Tucker

Dave Vaccarezza

Dan Walker

Don Wiley

HONORARY DIRECTORS

Hal Daley

Marian Jacobs

Fernando Moreno

Carter Warmke

Joseph Serra

DIRECTORS EMERITUS

Jay Roek

Bob Whittington

Goodwill Industries of San Joaquin Valley, Inc. is a not-for-profit agency that provides job training and placement services to assist people with employment barriers to become self-sufficient.

Goodwill Industries of San Joaquin Valley, Inc.

Serving San Joaquin, Stanislaus, Merced, Madera, Fresno, and Tulare Counties

129 S. Grant Avenue, Stockton, California 95202 • (209) 466-2311 • fax: (209) 466-0547

1077 E. Shaw Avenue, Fresno, California 93710 • (559) 224-0162 • fax: (559) 224-0285

December 10, 2004

To: President's Committee for Purchase From People
Who are Blind or Severely Disabled

Attn: Mr. John Heyer

C: George Kessinger, President & CEO
Goodwill Industries International, Inc.

Re: **Comments to Rulemaking Proposal by Committee for Purchase**

On behalf of Goodwill Industries of San Joaquin Valley, Inc. and Valley Service Connection, Inc., I am writing to express opposition to the proposed governance regulations [Docket No. 2004-01-01] by the President's Committee for Purchase from People Who Are Blind or Severely Disabled.

As provisioned by the Javits-Wagner-O'Day (JWOD) program, Goodwill Industries of San Joaquin Valley and Valley Service Connection, Inc., provide janitorial and landscaping services for the IRS and USDA, resulting in employment for forty individuals with severe disabilities.

The proposed regulations for increased governance

- over-reach the Committee's scope of authority;
- further burden nonprofit vendors with redundant oversight by multiple government agencies; and,
- create obstacles to opportunity for those individuals with disabilities who need and want to work.

Section 2 of the JWOD Act (41 U.S.C. § 47) specifies the powers of the Committee that directly relate to the purpose and intent of the law which is "to increase employment and training opportunities for persons who are blind or have other severe disabilities through the purchase of commodities and services from qualified nonprofit agencies employing persons who are blind or have other severe disabilities..." The regulation of compensation of non-profits and or governance structure or practices is not contained within the language nor can it be construed or implied from the existing language of the act.

Other Federal and State agencies are already active in the regulation of governance and compensation. On the Federal level, the IRS has a body of regulations in both areas. On a state level, in California the State Attorney

Page 2

General further regulates issues of reasonable compensation and governance of non-profits.

Additionally, I have read and concur with the position paper submitted to the Committee by Goodwill Industries International.

On behalf of Goodwill Industries of San Joaquin Valley, Inc., Valley Service Connection, Inc., and the individuals we serve through employment, please withdraw from consideration this unnecessary and potentially detrimental rulemaking proposal.

Sincerely,

A handwritten signature in black ink, appearing to read "David L. Miller". The signature is fluid and cursive, with the first name "David" being more prominent.

David L. Miller
President & CEO

DLM/sw